

**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF WISCONSIN
MILWAUKEE DIVISION**

JOHN HUBER, in his individual capacity and
as Personal Representative of the ESTATE
OF ANTHONY HUBER,

Plaintiff,

v.

DAVID G. BETH , *et al.*,

Defendants.

No. 2:21-cv-00969-LA

Hon. Lynn Adelman,
District Judge

JURY TRIAL DEMANDED

Paul Henry Prediger,

Plaintiff,

v.

City of Kenosha., *et al.*,

Defendants.

No. 2:21-cv-01192-LA

Hon. Lynn Adelman,
District Judge

JURY TRIAL DEMANDED

JOINT MOTION TO EXTEND FACT DISCOVERY

Now come the Parties, by and through their respective counsel, respectfully asks this Court to extend fact discovery by 90 days, to and including August 25, 2025. In support, the Parties state as follows:

1. Under the discovery schedule entered by the Court, fact discovery closes on May 26, 2025, expert discovery closes on October 9, 2025, and dispositive motions are due on December 5, 2025.

2. The Parties have been working diligently to complete discovery and meet the deadlines set by this Court. The parties have conducted depositions for the following third-party witnesses:

- a. David Fisher (Racine County Sheriff's Department) – October 21, 2024
- b. Joseph Nosalik (Kenosha Police Department)– October 28, 2024
- c. Pep Moretti (Kenosha Police Department) – October 29, 2024
- d. Michael Anderson (Kenosha County Sheriff's Department) – December 3, 2024
- e. Clint Corwin (West Allis Police Department) – December 17, 2024
- f. Kevyn Vyvyan (Kenosha Joint Services) – January 7, 2025
- g. Brittany Mecurio (Kenosha Joint Services) – January 7, 2025
- h. Kenneth Urquhart (Kenosha County Sheriff's Department) – February 3, 2025
- i. Matthew Burch (Sauk County Sheriff's Department) – February 4, 2025
- j. David Wright (Kenosha County Sheriff's Department) – February 10, 2025
- k. Kevyn Mussatti (West Allis Police Department) – February 18, 2025
- l. Adam Jurgens (Kenosha Police Department) – February 19, 2025
- m. Jesse Smith (Walworth County Sheriff's Office) March 31, 2025

3. The parties have also held multiple dates to take depositions in March and April, but Plaintiff anticipated these depositions may be delayed given various outstanding discovery disputes. Dkt. 128 at 4-5.

4. This Court ordered Defendant City of Kenosha to produce missing squad car videos on October 4, 2024. Dkt. 127. The City engaged a third-party vendor to search its server, to which the plaintiffs agreed on November 23, 2024. The vendor, based in Tennessee, was required to travel to Wisconsin to image the server prior to commencing review and data extraction. The City Defendants received the videos on February 18, 2025, and they were reviewed for production. On March 21, 2025, City Defendants produced dozens of videos that must be reviewed before proceeding with oral discovery.

5. Additionally, and similar to the missing squad videos, Plaintiffs moved for leave to file a non-expedited motion to compel Defendants to complete production of, and supplement their answers related to, the officers' text messages from the protests. Dkt. 129. This Court granted Plaintiffs' motion for leave. Dkt. 130. Plaintiffs are currently waiting on Defendants' responses.

6. Furthermore, on May 23, 2025, Defendants Walworth County and Waukesha County produced 1,755 documents that Plaintiffs must review.

7. For these reasons, the parties respectfully request that the Court extend the discovery deadlines in the Agreed Discovery Plan by 90 days, as follows:

- Close of fact discovery: August 25, 2025
- Disclosure of Plaintiff's experts: September 24, 2025
- Disclosure of Defendants' experts: November 10, 2025
- Disclosure of Plaintiff's rebuttal expert: December 8, 2025
- Close of expert discovery: January 9, 2026
- Dispositive motions due: March 5, 2026

WHEREFORE, the parties request that the Court grant this joint motion to extend the deadlines in the Agreed Discovery Plan, as set forth above.

Date: May 26, 2025

/s/ Quinn K. Rallins

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